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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OKLAHOMA

3
STATE OF OKLAHOMA, ex rel,)
4 W.A. DREW EDMONDSON, in his)
capacity as ATTORNEY GENERAL)
5 OF THE STATE OF OKLAHOMA,)
et al.)

6)
Plaintiffs,)

7)
V.) No. 05-CV-329-GKF-SAJ

8)
9 TYSON FOODS, INC., et al.,)
)

10 Defendants.)

11

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13 REPORTER'S TRANSCRIPT OF PROCEEDINGS

14 FEBRUARY 21, 2008

15 PRELIMINARY INJUNCTION HEARING

16 VOLUME III

17

18 BEFORE THE HONORABLE GREGORY K. FRIZZELL, Judge

19

20 APPEARANCES:

21 For the Plaintiffs: Mr. Drew Edmondson

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Glen R. Dorrough **PI Hearing, Day 3 2/21/200**

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1 Q. It's very prevalent.

2 A. It's -- it is common in many areas and -- but it's
3 certainly more associated with fecally contaminated areas.

4 Q. Okay. And it comes from many sources?

5 A. That's right.

6 Q. As a matter of fact, almost every animal who sheds feces
7 sheds fecal indicator bacteria?

8 A. Correct.

9 Q. So in the field I believe you testified that -- well, let
10 me back up. So generally speaking, a fate and transport
11 analysis, it refers to the elements and attributes that affect
12 a bacterium's survival rate in the environment and the speed
13 and manner with which it moves; is that right?

14 A. Those are some of the parameters that one investigates.

15 Q. Okay. So in a traditional fate and transport analysis,
16 you're trying to see if something gets from point a to point B
17 and how it might get there?

18 A. Yes, simplistically put.

19 Q. And it's much more important to do fate and transport or
20 to understand that kind of a process where you have multiple
21 sources of the item that you are looking for?

22 A. Can you ask me that question a different way? I'm not
23 sure I follow.

24 Q. Sure. Isn't fate and transport that much more complex
25 when the items that you're studying, the bacteria that you are